



DAC\$
yfw

PATENT/DOCKET NO. 16356.843 (DC-05910)
Customer No. 27683

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Chagny, Marie-Pascale et al.

Serial No.: 10/777,374

Filed: 02/12/2004

For: PROGRESSIVE IMPEDANCE CONNECTOR

§
§
§
§
§
§
§
§

Examiner: Benenson, Boris

Art Unit: 2836

Attn: Office of Petitions

Mail Stop Petition

Commissioner For Patents

PO Box 1450

Alexandria, VA 22313-1450

TRANSMITTAL

Dear Sir:

Enclosed are the following:

1. Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR § 1.137(B);
2. Check in the amount of \$1500.00 for the petition fee; and
3. a return postcard.

The Commissioner is hereby authorized to charge Deposit Account No. 08-1394 for any deficiencies in the enclosed fees. This sheet submitted in duplicate.

Respectfully submitted,

James R. Bell

Registration No. 26,528

Date: 9-23-05
HAYNES AND BOONE, L.L.P.
901 Main Street, Suite 3100
Dallas, Texas 75202-3789
Telephone: 512/867-8407
Facsimile: 214/200-0853
File: 16356.843
a-182177.1

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

9/26/05

Nishi Pasarya



PATENT / DOCKET NO. 16356.843 (DC-05910)
Customer No. 27683

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Chagny, Marie-Pascale et al.

Serial No.: 10/777,374

Filed: 02/12/2004

For: PROGRESSIVE IMPEDANCE CONNECTOR §

§
§
§
§
§
§
§
§

Examiner: Benenson, Boris

Art Unit: 2836

Attn: Office of Petitions

Mail Stop Petition

Commissioner For Patents

PO Box 1450

Alexandria, VA 22313-1450

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 C.F.R. § 1.137(B)**

Dear Sirs:

Applicants, by their attorney of record, hereby petition the Commissioner to revive the above-identified application under the provision of 37 C.F.R. §1.137(b) on the grounds that the delay in replying to the Office Action mailed January 25, 2005, was unintentional.

It is respectfully submitted that the delay in responding to the aforementioned Office action was unintentional and that this Petition has been promptly filed after the Applicants became aware of the abandonment of this application. Accordingly, the Applicants respectfully request that this Petition be granted and the application revived.

A Notification of Abandonment was received on September 12, 2005. However, the time period for response to the Office action has expired and therefore, this Petition is being filed within one year of the date of abandonment, July 26, 2005.

The undersigned first became aware that the application had been abandoned upon receipt of the Notice of Abandonment on September 12, 2005. Upon review of the file history, Applicants note the response to the Office action issued on January 25, 2005 was timely filed, however, the applicant's information, application number, filing date, title of invention, examiner, and group art unit information listed in the heading on the first page of the response were incorrect. Since the date of receipt of the Notice, the undersigned has promptly attended to the filing of this Petition.

This Petition is accompanied by a petition fee set forth in 37 C.F.R. § 1.17(m) of \$1,500.00.


The undersigned submits to the Commissioner the following:

1. Applicants filed a response to an Office Action mailed on January 25, 2005 on April 22, 2005 (copy enclosed - note incorrect application information in the heading).
2. Examiner called Applicants on August 1, 2005 advising the response was not received by the USPTO. Applicants then faxed Examiner copy of the Response as filed with the United States Patent Office on April 22, 2005 (copy enclosed - note clerical error was not caught and again the response with incorrect application information in the heading was submitted).
3. On September 12, 2005, Applicants received a Notice of Abandonment dated September 7, 2005 (copy enclosed). Upon review of Applicant's file, the clerical error was discovered. Filing of the Amendment with incorrect application information in the heading in response to the Office Action dated January 25, 2005 was clearly unintentional.

For all the above reasons, the Applicants respectfully request the Commissioner to find that the delay which resulted in this application was unintentional and that this Petition was promptly filed after the Applicants became aware of the abandonment. The Applicants further request that the Commissioner grant this Petition and revive this application.

The Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Haynes and Boone, LLP. Deposit Account No. 08-1394 associated with this communication. **This form submitted in triplicate.**

Respectfully submitted,


James R. Bell
Registration No. 26,528

Date: 9-26-05

HAYNES AND BOONE, L.L.P.
901 Main Street, Suite 3100
Dallas, Texas 75202
Telephone: 512-867-8407
Facsimile: 214-200-0853

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

9/26/05



Nishi Pasarya